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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,	)	No. CR-08-0194 SBA
)	
Plaintiff,	)	STIPULATED REQUEST TO CONTINUE
	)	HEARING DATE TO SEPTEMBER 16,
v.	)	2008 AND TO EXCLUDE TIME UNDER
	)	THE SPEEDY TRIAL ACT
JAMES RICHARDS,)	
)	
Defendant.	)	Date: September 2, 2008
	)	Time: 9:00 a.m.
	)	Court: Hon. Sandra Brown
	)	Armstrong

The above-captioned matter is set on September 2, 2008 before this Court for a status hearing. The parties request that this Court continue the hearing to September 16, 2008 at 9:00 a.m. and that the Court exclude time under the Speedy Trial Act between the date of this stipulation and September 16, 2008.

The defendant was originally represented by private defense counsel, but the Federal Public Defender's Office substituted in as defendant's counsel of record on or about June 13, 2008. The government has produced discovery to counsel for defendant. Additionally, the defendant has requested additional discovery, including CAD tapes and other information in the possession of the Oakland Police Department. The government intends to produce additional

1 discovery to the defendant by the end of this week. Defense counsel, however, is out of the
2 office for two weeks starting on Wednesday, August 13, 2008. Defense counsel and the
3 defendant will, therefore, need additional time to review the discovery produced and to be
4 produced by the government, and to investigate this matter further. The parties believe that a
5 continuance until September 16, 2008 will allow the defendant adequate time to review the
6 necessary discovery. The parties agree the ends of justice served by granting the continuance
7 outweigh the best interests of the public and the defendant in a speedy trial. Therefore, the
8 parties further stipulate and request that the Court exclude time between the date of this
9 stipulation and September 16, 2008 under the Speedy Trial Act for effective preparation of
10 counsel, continuity of counsel, and pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv).

11
12 DATED: August 13, 2008
13

14
15 /s/
JAMES C. MANN
Assistant United States Attorney
16 Counsel for United States

14
15 /s/
REBECCA SILBERT
Counsel for James Richards

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

11	UNITED STATES OF AMERICA,	)	No. CR-08-0194 SBA
12	Plaintiff,)	
13	v.	)	[PROPOSED] ORDER GRANTING
14	JAMES RICHARDS,	)	STIPULATED REQUEST TO CONTINUE
15	Defendant.	)	HEARING DATE TO SEPTEMBER 16,
16		)	2008 AND TO EXCLUDE TIME UNDER
17		)	THE SPEEDY TRIAL ACT
)	
		)	Date: September 2, 2008
		)	Time: 9:00 a.m.
		)	Court: Hon. Sandra Brown
		)	Armstrong

The parties jointly requested that the hearing in this matter be continued from September 2, 2008 to September 16, 2008, and that time be excluded under the Speedy Trial Act between August 12, 2008 and September 16, 2008 to allow for the effective preparation of counsel, taking into account the exercise of due diligence, and continuity of counsel. The government has produced discovery to counsel for defendant. Additionally, the defendant has requested additional discovery, including CAD tapes and other information in the possession of the Oakland Police Department. The government intends to produce additional discovery to the defendant by the end of this week. Defense counsel, however, is out of the office for two weeks starting on Wednesday, August 13, 2008. Defense counsel and the defendant will, therefore, need additional time to review the discovery produced and to be produced by the government,

1 and to investigate this matter further. The parties agree the ends of justice served by granting the
2 continuance outweigh the best interests of the public and the defendant in a speedy trial. For
3 these stated reasons, the Court finds that the ends of justice served by granting the continuance
4 outweigh the best interests of the public and the defendant in a speedy trial. Good cause
5 appearing therefor, and pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv),

6 **IT IS HEREBY ORDERED** that the status hearing in this matter is continued from
7 September 2, 2008 to September 16, 2008, and that time between August 12, 2008 and
8 September 16, 2008 is excluded under the Speedy Trial Act to allow for the effective preparation
9 of counsel, taking into account the exercise of due diligence, and continuity of counsel.

10
11 DATED: _____

HON. SAUNDRA BROWN ARMSTRONG
United States District Judge